

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

MACA.No. 1910 of 2005

OPMV.830/2000 of MOTOR ACCIDENT CLAIMS TRIBUNAL,
PATHANAMTHITTA
.....

APPELLANTS/PETITIONERS 1 TO 4.

1. THANKAMMA THANKAPPAN,
W/O. LATE THANKAPPAN, PALLIPARAMBIL HOUSE,
THIRUMOOLAPURAM P.O., THIRUVALLA.
2. AMBILY P.T., D/O. LATE THANKAPPAN,
RESIDING AT DO. DO.
3. AJAYAN P.T., S/O. LATE THANKAPPAN,
RESIDING AT DO. DO.
4. AJITHA P.T., D/O. LATE THANKAPPAN,
RESIDING AT DO. DO.

BY ADV. SRI.MVS.NAMBOOTHIRY

RESPONDENTS: RESPONDENTS.

1. THOMAS KOSHY, S/O. KSOHY,
CHARUVILA PARANKAM VEEDU, CHENGAMANADU,
KOTTARAKKARA.
2. P.C.MARIAKUTTY, T.P.HOUSE,
AMPALAKKARA P.O., VALAKOM.
3. THE NEW INDIA ASSURANCE COMPANY,
KASTHURA BUILDING, 2ND FLOOR, PULAMON,
KOTTARAKKARA.

BY ADV. SRI.ALEXANDER GEORGE
SRI.DILIP MOHAN
SRI.P.G.GANAPPAN

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING BEEN FINALLY
HEARD ON 24/10/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.S.RADHAKRISHNAN & A.K.BASHEER, JJ.

M.A.C.A.No.1910 OF 2005

Dated this the 24th day of October, 2007

JUDGMENT

Radhakrishnan, J

The claimants are the wife, children and elder brother of deceased. The only question that has come up for consideration in this appeal is whether the compensation awarded by the Tribunal is just and proper. Learned counsel appearing for the claimant submitted that for pain and suffering Rs.7,500/- was awarded by the Tribunal. Considering the fact that the deceased was hospitalised as inpatient for 33 days and sustained serious injuries, we are inclined to award an additional amount of Rs.7,500/- on that head. For medical expenses, funeral expenses, transport expenses and for other allied expenses, Tribunal awarded Rs.7,500/-. We are inclined to grant an additional amount of Rs.7,500/- more under that head. Thus, the claimants are entitled to get an additional amount of Rs.15,000/- with interest at the rate of 7.5% from the date of the petition till payment.

This appeal is closed.

K.S.RADHAKRISHNAN, JUDGE

A.K.BASHEER, JUDGE

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